IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

-

WRIT PETITION NO.2891 of 1998

Between:

1 Sri Balaji Industries, Rep by its Managing Partner, Sri L.Dinesh Kumar

Dokwal, S/o Sri Lunkaranji Dokwal, R/o Adilabad, Dokwal Nivas,
Cinema Road, Adilabad.
2 Ashok Industries, Rep by its Managing Partner, Sri Kashiprasad

Dokwal, S/o Sri Linkaranji Dokwal, R/o Dokwal Nivas, Cinema Road,

Adilabad.
3 Mahendra Industries, Rep by its Managing Partner, Sri Sunil Kumar

Bharadwaj, S/o Sri Kishan Kumar Bharadwaj, R/o Rampur Road,

Adilabad District.
4 Dokwal Refinery, Rep by its Managing Partner, Sri Mahendra Kumar

Dokwal, S/o Sri L.Dinesh Kumar Dokwal, R/o Rampur Road,
Adilabad Dist.
5 Khaja Mouinuddin, S/o late Jamaluddin,
R/o H.No.5-4-4, Old Bammakal Road, Karimnagar District.

..... PETITIONERS

AND

Singareni Collieries Company Limited, P.B.No.18, Khairatabad,
Meher Manzil, Red Hills, Hyderabad., Rep by its Managing Director,

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to

issue a Writ of Mandamus or any other appropriate writ, direction or directions, declaring the action of the respondent in charging additional 20% price on the coal supplies made to the petitioner Under Clause 10 of the Price Notification bearing No.3/96-97, dt.14-3-1997, as arbitrary, unreasonable and unconstitutional and to issue a consequential direction to the respondent to supply coal to the petitioners at the normal rates under the Price Notification without charging 20% additional price from them and also to direct the respondent to refund to the petitioners of the additional price charged from them under Clause 10 of the Price Notification from 14-3-1997.

Counsel for the Petitioners: MR.V.SESHAGIRI (Not present)
Counsel for the Respondent: MR.K.SRINIVASAMURTHY

The Court made the following:

ORDER:

As there was no representation on behalf of the petitioners on 21.02.2005, the matter was directed to be listed for dismissal. Today also when the matter is called, none appears for the petitioners, nor there is any representation on their behalf.

Hence, the writ petition is dismissed for non-prosecution. No costs.

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N.V. RAMANA, J.

Date: 22.02.2005

Nsr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Managing Director, Singareni Collieries Company Limited,

P.B.No.18, Khairatabad, Meher Manzil, Red Hills, Hyderabad.,

2. 2 CD copies

*Form-NIC-OGS/WP{**VVS**}*